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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:	§	
Bradford H. Needham	§	Art Unit: 2681
	§	
Serial No.: 09/243,701	§	Examiner: Temica M. Beamer
	§	
Filed: February 2, 1999	§	Docket: ITL.0159US
	§	P6667
For: Location-Based Vehicle	§	
Messaging System	§	Assignee: Intel Corporation
	§	

Mail Stop **Amendment**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY TO PAPER NO. 20050506

Sir:

In response to the office action mailed May 11, 2005, withdrawal of the rejection and passage of the application to allowance is requested.

There is no authority for the present office action. The Manual of Patent Examining Procedure requires that the group director's certification be provided in order to reopen prosecution after the Board's decision. In the absence of such certification, the office action is a nullity and no response would be required. The assertion that it is the Applicant's duty to request reinstatement of the appeal or reply is without any basis whatsoever.

M.P.E.P. § 1214.04 states that "if the Examiner has specific knowledge of the existence of a particular reference or references which indicate non-patentability of any appeal claims is to which the Examiner was reversed, he or she should submit the matter to the technology center (TC) director for authorization to reopen prosecution under 37 C.R.F. § 1.198 for the purpose of entering the new rejection." The Manual of Patent Examining Procedure indicates that the TC

Date of Deposit: May 26, 2005

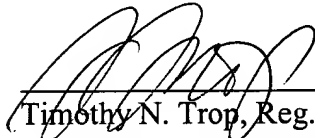
I hereby certify under 37 CFR 1.8(a) that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Cynthia L. Hayden
Cynthia L. Hayden

director's approval is placed on the action reopening prosecution. Since the TC director's approval is not provided, the office action is a nullity, should be stricken from the files, and the case passed to issuance.

Respectfully submitted,

Date: May 26, 2005



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